30. (Amended) The speaker unit of claim [1] 4, wherein the magnetic circuit has an elliptical shape.

REMARKS

Summary of the Office Action

In the Office Action dated December 7, 1999, claims 6-9 and 16-17 are objected to as duplicative of claims 10-13 and 18-19. Claims 6-19, 23-24 and 28-29 stand rejected under 35 U.S.C. § 112, first paragraph, as not supported by the written description. Claims 17, 19, 23-24 and 30 stand rejected under 35 U.S.C. § 112, first paragraph, as not supported by the written description. Claims 14-15, 22 and 26 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. Claims 2-5, 20, 21, 25 and 27 are allowed.

Summary of the Response to the Office Action

Applicants thank the Examiner for allowance of claims 2-5, 20-21, 25 and 27.

Although Applicants do not necessarily agree with the reasoning expressed in the Office Action, in order to expedite the prosecution of this case, Applicants are amending claims 8, 14, 15, 22, 26 and 30 to describe and point out the invention more clearly. Claims 10-13 and 18-19 are canceled without prejudice or disclaimer.

Accordingly, claims 2-9, 14-17 and 20-30 are pending in this application.

The rejections of canceled claims 10-13 and 18-19 are now moot.

Applicants respectfully traverse the rejections as follows:

The Rejections under 35 U.S.C. § 112, second paragraph

Claims 8, 22 and 26 are amended to conform to idiomatic English and standard patent practice, and to address the Examiner's comments. Applicants respectfully submit that amended claims 8, 22 and 26 are in full compliance with the requirements of 35 U.S.C. § 112, second paragraph. Accordingly, Applicants request that the rejections under 35 U.S.C. § 112, second paragraph, be withdrawn.

The Rejections under 35 U.S.C. § 112, first paragraph

Claims 6-19, 23-24 and 28-29 stand rejected under 35 U.S.C. § 112, first paragraph on the basis of lack of support for the element "elliptical frame" in the written description. Applciants respectfully direct the Examiner's attention to page 2, lines 13-14 of the specification, which specifically discloses an elliptical frame. (Applicants note that the specification also discloses that the frame can have an elliptical recess, but these are not necessarily the same.) Further, the magnetic circuit of the recited structure inherently has the same shape as the frame (*i.e.*, elliptical, if the frame is elliptical, or rectangular if the frame is rectangular, *see, e.g.*, claim 15, and page 3, line 22 through page 4, line 12). Accordingly, since there is adequate support in the specification for the recited limitations, Applicants request that the rejections under 35 U.S.C. § 112, first paragraph, be withdrawn.

Amendments of claims 14, 15 and 30

Claims 14, 15 and 30 are amended to correct their dependencies.

In view of the above arguments and amendments, Applicants believe that all pending claims are now in condition for allowance.

CONCLUSION

In view of the foregoing remarks, Applicants respectfully request reconsideration of this application, withdrawal of all rejections, and the timely allowance of all pending claims.

Should the Examiner feel that there are any issues outstanding after consideration of this response, the Examiner is invited to contact Applicants' undersigned representative to expedite the prosecution.
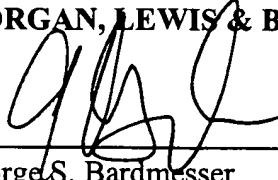
EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account

50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR**

EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: _____
George S. Bardmesser
Reg. No. 44,020

Dated: February 15, 2000

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